

IN THE UNITED STATES BANKRUPTCY COURT FOR  
THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

Cathleen Marguerette Harbaugh,	)	Case No. 23-21659 JCM
<i>Debtor</i>	)	
	)	Chapter 13
Cathleen Marguerette Harbaugh,	)	
<i>Movant</i>	)	
v.	)	
No Respondents	)	Related Doc. Nos. <u>19</u>

**ORDER OF COURT**

AND NOW, to wit, this 7th day of September, 2023, upon review of the Debtor's ***Motion to Reinstate Case*** and upon review of the case history and docket entries, the following deficiencies are noted:

1. The ***Motion to Reinstate Case*** represented that the outstanding schedules would be "contemporaneously filed with [the] ***Motion***." Docket Entry No. 1 specifically noted that the following documents were due to be filed on or before 8/21/2023:

"Chapter 13 Plan due 08/21/2023. Declaration Re: Electronic Filing due 08/21/2023. Atty Disclosure Statement due 08/21/2023. Attorney Signature Exhibit B due 08/21/2023. Attorney Signature Page 3 due 08/21/2023. Declaration and Signature of Non-Attorney Bankruptcy Petition Preparer Form B119 due by 08/21/2023. Notice to Debtor by Non-Attorney Bankruptcy Petition Preparer Form B119 due by 08/21/2023. Certificate of Credit Counseling due by 08/21/2023. Certificate of Exigent Circumstances due by 08/21/2023. Declaration of Schedules due 08/21/2023. Employee Income Record or a statement that there is no record due by 08/21/2023. Exhibit D due by 08/21/2023. Chapter 13 Statement of Your Current Monthly Income and Calculation of Commitment Period Form 122C-1 Due 08/21/2023 Schedules A-J due 08/21/2023. Statement

of Financial Affairs due 08/21/2023. Summary of schedules due 08/21/2023.

Means Test Calculation Form 122C-2 Due: 08/21/2023.

None of the documents noted as being outstanding as set forth in Docket Entry No. 1 have been filed.

2. A review of the docket reveals the following additional outstanding items that have not been corrected:


- a. Corrective Entry: Proposed Order to be Refiled Ensuring to Include a Full Case Caption and a Signature Line for the Judge to Sign [Doc. No. 8];
- b. Text Order re: (7 Motion for Waiver of Credit Counseling). Without further notice or hearing, this pleading will be stricken without prejudice if the following action is not taken: MOTION MUST BE REFILED IN ACCORDANCE WITH W.PA.LBR 9004-1 TO INCLUDE A FULL CASE CAPTION ON ALL PLEADINGS. This text-only entry constitutes the Court's order and notice on this matter. Judge Melaragno Signed on 8/11/2023. (RE: related document(s): 7 Motion for Waiver of Credit Counseling). Required corrective action due on or before 8/21/2023. [Doc. No. 11];
- c. CORRECTIVE ENTRY: PROPOSED ORDER TO BE REFILED ENSURING TO INCLUDE A FULL CASE CAPTION AND A SIGNATURE LINE FOR THE JUDGE TO SIGN. [Doc. No. 12]; and
- d. TEXT ORDER: Without further notice or hearing, the Motion for Waiver of Credit Counseling [Dkt. 7] ("Motion") filed by Debtor, will be stricken without prejudice unless the following action is taken: (1) Counsel needs

to re-file the motion to comply with W.PA.LBR 9013-5, as required by Local Rule 9014-1 and Judge John C. Melaragno's hearing procedures to self-schedule motions. (2) Comply with W.PA.LBR 9004-1, regarding captioning of pleadings, (3) File a proposed order to comply with W.PA.LBR. 9013-4 which requires all documents requesting relief to include a proposed order of court, and (4) serve the motion and notice of hearing on all parties listed on the mailing matrix and file a certificate of service ensuring same. This text-only entry constitutes the Court's order and notice on this matter. Judge Melaragno Signed on 8/11/2023. [Doc No. 13].

THEREFORE, based upon the above noted deficiencies, it is hereby ORDERED, ADJUDGED AND DECREED that the Debtor's *Motion to Reinstate Case* is DENIED.

BY THE COURT:

SIGNED  
9/7/23 3:57 pm  
CLERK  
U.S. BANKRUPTCY  
COURT - WDP

  
John C. Melaragno, Judge  
United States Bankruptcy Court

Case Administrator to serve:  
Debtor  
Amy Lynn Bennecoff Ginsburg, Esq.